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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Application Number 10/764,663

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INANSIMITIAL			Filing Date	1/26/2004	
FORM			First Named Inventor	Derek H. Bernhart	
(to be used for all correspondence after initial filing)			Art Unit	Unknown	
			Examiner Name	Unknown	
Total Number of Pages	in This Submission	351	Attorney Docket Number	3348.9	
		ENCLO	SURES (check all that apply)		
Fee Transmittal Fo	orm [☐ Drawing(s)		After Allowance Communication to Group	
Fee Attached	[Licensing-related Papers		Appeal Communication to Board of Appeals and Interferences	
Amendment / Rep	ly [Petition		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
After Final	,	Petition to Convert to a Provisional Application		Proprietary Information	
Affidavits/declaration(s)		Power of Attorney, Revocation Change of Correspondence Address		Status Letter	
☐ Extension of Time Request		☐ Terminal Disclaimer		Other Enclosure(s) (please identify below):	
Express Abandonment Request		Request for Refund CD, Number of CD(s)		Form 1449 (1 Page);Two references (347 Pages);Return Postcard.	
Information Disclosure Statement					
Certified Copy of Priority Document(s)		Rema	rks		
Response to Missing Parts/ Incomplete Application					
Response to Missing Parts under 37 CFR 1.52 or 1.53					
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT					
Firm or Individual name William R. McCarthy III Reg. No		Reg. No. 5	5,788		
Signature William X. 3		1 3/1	tellen.		
Date 8/27/2004					
CERTIFICATE OF TRANSMISSION/MAILING					
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.					
Typed or printed name William R. McCarthy III					

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Derek H. Bernhart, et al.

Serial No: 10/764,663

Filing Date: 1/26/2004

Title: System, Method and Computer Software Product for Instrument Control, Data Acquisition, Analysis, Management

and Storage

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Examiner: Unknown

Group Art Unit: Unknown

INFORMATION DISCLOSURE

STATEMENT

Dear Sir:

Pursuant to 37 CFR § 1.56, § 1.97 and § 1.98, the documents listed on the accompanying U.S. Patent & Trademark Office's Modified Form-1449 are called to the attention of the Examiner for consideration in connection with the above-identified patent application. According to MPEP §609 subsection III A(2), Applicants are not required to provide copies of U.S. patent documents for applications filed after June 30, 2003. Thus only copies of the non-US Patent Documents are enclosed herewith.

Citation of these documents shall not be construed as (1) an admission that the documents are necessarily prior art with respect to the instant invention; (2) a representation that a search has been made; or (3) an admission that the information cited herein is, or is considered to be, material to patentability in any way, including that as defined in § 1.56(b).

Applicants believe that <u>no fee is required</u> for submission of this statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Account No. 01-0431 in order to have this Information Disclosure Statement considered.

Dated: August 27, 2004

Respectfully submitted,

Customer No. 22886

Legal Department Affymetrix, Inc. 3380 Central Expressway Santa Clara, CA 95051

Tel: (781) 280-1522 Fax: (781) 687-9090 William R. McCarthy, III

Reg. No. 55,788

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Complete if Known

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

Application Number	10/764,663	
Filing Date	1/26/2004	
First Named Inventor	Derek H. Bernhart	
Art Unit	Unknown	
Examiner Name	Unknown	
Attorney Docket Number	3348.9	

	U.S. PATENT DOCUMENTS						
Examiner Cite Initials No.1	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
	Number - Kind Code ² (<i>if known</i>)	MM-DD-YYYY					
	A1	US-2002/0143475 A1	10-03-2002	Nobuyuki Okamura, et al.			
	A2	US- 2003/0073896 A1	04-17-2003	Harry Zuzan, et al.			
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	FOREIGN PATENT DOCUMENTS					
Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
Initials* No.1		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)	Date MM-DD-YYYY			T⁵
	B1	WO 02/073504 A1	09-19- 2002	Amy Chen, et al.		•
	B2	WO 03/102854 A2	12-11- 2003	Applera Corporation		
	l					

Examiner	-	Date	
Signature		Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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